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6 Attorney for Defendant Napolitano

7 UNITED STATES DISTRICT COURT  
8 DISTRICT OF NEVADA

9 UNITED STATES OF AMERICA, ) CASE NO: 2:24-mj-0449-EJY  
10 Plaintiff, )  
11 vs. )  
12 ) ***STIPULATION TO REDUCE CHARGE AND***  
13 ) ***CLOSE CASE***  
14 FRANCIS MICHAEL NAPOLITANO )  
15 )  
16 Defendant. )  
17 )

18 IT IS HEREBY STIPULATED AND AGREED by and between SIGAL CHATTAH,  
19 United States Attorney, and SKYLER PEARSON, Assistant United States Attorney, counsel for  
20 the United States of America; JOHN MILLION TURCO, counsel for Defendant, FRANCIS  
21 MICHAEL NAPOLITANO; that the initial stipulation be withdrawn and the above-captioned  
22 matter be reduced to Reckless Driving and closed.

23 This Stipulation is entered into for the following reasons:

24 1. On or about November 6, 2024, defendant entered into a Petty Offense  
25 Agreement with the United States in which he agreed to plead guilty to Count One of the  
26 Complaint, Operating a Motor Vehicle while Under the Influence of Alcohol, in violation of  
27 36 C.F.R. § 4.23(a)(1) See ECF No. 9.  
28

2. The parties agreed to recommend that defendant be sentenced to one year of unsupervised probation with the following special conditions: (i) pay a \$500.00 fine and a mandatory \$10 penalty assessment; (ii) attend and complete the Lower Court Counseling's (1) DUI course and (2) Victim Impact Panel; (iii) shall complete an eight (8) hour online alcohol awareness course; (iv) not return to Lake Mead National Recreation Area for a period of six (6) months; and (v) not violate any local, state, or federal laws for a period of six (6) months.

3. The Plea Agreement included on Page 3 Lines 6-12, that upon completion of all requirements Mr. Napolitano's charge would be reduced to Reckless Driving and closed. *See* ECF No. 9

4. On November 9, 2024, this Court sentenced defendant pursuant to the parties' plea agreement. *See* ECF No. 9.

5. Since commencing his term of unsupervised probation, defendant has successfully completed conditions (i), (ii), (iii), (iv) and (v).

6. Parties request that the initial Stipulation be withdrawn as it did not include a reduction of charge pursuant to the plea agreement. *See* ECF No. 10, ECF No. 9

7. Pursuant to the Plea Agreement the parties jointly request that the above-captioned matter be reduced to Reckless Driving and closed. *See* ECF No. 9

DATED this 10<sup>th</sup> day of June, 2025

SIGAL CHATTAH  
UNITED STATES ATTORNEY

John Million Turco  
/s/  
\_\_\_\_\_  
JOHN MILLION TURCO, ESQ.  
Nevada Bar No.6152  
Attorney for Defendant Napolitano

Skyler Pearson  
/s/  
\_\_\_\_\_  
SKYLER PEARSON  
Assistant United States Attorney

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,	)	CASE NO: 2:24-mj-0449-EJY
	)	
Plaintiff,	)	
	)	
vs.	)	<b>ORDER TO WITHDRAW INITIAL</b>
	)	<b>STIPULATION REDUCE CHARGE</b>
	)	<b>AND CLOSE CASE</b>
FRANCIS MICHAEL NAPOLITANO	)	
	)	
	)	
Defendant.	)	
_____	)	

Based upon the pending Stipulation of counsel, and good cause appearing therefore, the Court finds:

1. Defendant Francis Napolitano has successfully completed the conditions of his sentencing.
2. The Initial Stipulation be withdrawn, as it did not include the request for reduction to Reckless Driving.
3. Pursuant to the Plea Agreement his case is ripe to Reduce to Reckless Driving.

**ORDER**

IT IS HEREBY ORDERED that the parties move the Court in the above-captioned matter case that the Initial Stipulation be withdrawn, the charge be reduced to Reckless Driving, and the case closed as all requirements have been completed.

DATED this 12th day of June, 2025

  
UNITED STATES MAGISTRATE JUDGE